

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2337 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

HARESHBHAI GOVINDBHAI PATEL

Versus

UNION OF INDIA

Appearance:

MR PUSHPADATTA VYAS for Petitioner

MS PAURAMI SHETH FOR MR AKSHAY H MEHTA for Respondent No. 1

CORAM : MR.JUSTICE KUNDAN SINGH

Date of decision: 04/04/2001

ORAL JUDGEMENT

Rule. Ms. Paurami Sheth for Mr. Akshay H. Mehta, Sr. Central Government Standing Counsel appears and waives service of Rule on behalf of the respondent authority.

2. The petitioner has filed this present for

correction of his date of birth date as 4-3-1969 in place of 4-3-1967 in the passport which has already been issued to the petitioner.

3. The petitioner has moved an application to the respondent authority for a correction of his birth date as aforesaid in the passport. But the respondent authority has not entertained the same and informed the petitioner that the respondent - authority has no power or authority of law to correct the birth date mentioned in the passport unless and until some order in this regard is passed by the Court of law.

4. In the facts and circumstances of this case, this petition is being disposed of with a direction to the authority to consider, entertain and decide application of the petitioner in accordance with law and correct the birth date of the petitioner as 04-03-1969 in place of 04-03-1967 in the passport on the basis of the material supplied by the petitioners in support of his application and issue passport with correct birth date of the petitioner as aforesaid , within a month from the date of receipt of writ of this Court or certified copy of this order, whichever is earlier. The respondent authority will be at liberty to pass appropriate order with regard to the costs of these proceedings. Rule is made absolute.

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/JVSatwara/